

FORMAL MEETING AGENDA BOARD OF SUPERVISORS

(and the Boards of Directors of the Flood Control District, Library District,
Stadium District, Improvement Districts, and/or Board of Deposit)

WEDNESDAY, MAY 7, 2008

9:00 AM

Board of Supervisors' Auditorium
205 W. Jefferson
Phoenix, Arizona

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

*One or more members may attend telephonically.
Members attending telephonically will be announced at the meeting.*

The Board may vote to recess into an executive session for the purpose of obtaining legal advice from the Board's attorney on any matter listed on the agenda pursuant to A.R.S. §38-431.03(A)(3).

BOARD OF SUPERVISORS

1. "Pet Showcase" by the Maricopa County Animal Care & Control.
2. Proclaim May 18 - 24, 2008, as PUBLIC WORKS WEEK. The Arizona Chapter of the American Public Works Association (APWA) is asking each member organization to issue such a proclamation, including the Governor for the State of Arizona. (Proclamation is on file in the Clerk of the Board's office) (C6408208M00) (ADM654)

STATUTORY HEARINGS

Clerk of the Board

3. LIQUOR LICENSE APPLICATIONS

Pursuant to A.R.S. §4-201, this is the time scheduled for a public hearing on the applications for liquor licenses. At this hearing, the Board of Supervisors will determine the recommendation to the State Liquor Board as to whether the State Liquor Board should grant or deny the license.

- a. Application filed by Atheer Patros Poulis for an Agent Change, Series 10 Liquor License (MCLL016AC) (AZ#10074622) (F23249):

Business Name:	Quick One Food Stop
Location:	9949 E. Apache Trail, Mesa 85208
Previous Agent:	Yousif Sada

AGENCY ITEMS AND STATUTORY MATTERS

COUNTY OFFICERS

County Attorney

4. AMENDMENT TO AGREEMENT WITH THE GOVERNOR'S OFFICE OF HIGHWAY SAFETY

Approve Change Order No. 1 to agreement 2007-AL-006 with the Governor's Office of Highway Safety in the amount of \$24,625. These grant funds are intended to be used exclusively for reimbursement of expenditures related to the prosecution of vehicular crimes involving driving and the misuse of alcohol and/or other drugs. This grant agreement commences on the date of authorization and was to terminate on September 30, 2007. This Change Order extends the termination date to July 31, 2008. Operationally, this grant runs from date of execution to June 30, 2008. This Change Order does not change the expenditure and revenue appropriation for the County Attorney's Office (190) Grants Fund (219) associated with the aforementioned grant for FY 2007-08. No signatures are required for the execution of this Change Order. Grant revenues are not "local revenues" for the purpose of the constitutional expenditure limitation, and therefore expenditure of the funds is not prohibited by the budget law. (C1908023301)

5. ADMINISTRATIVE CORRECTION REGARDING REPLACEMENT UNDERCOVER REGISTRATIONS

Approve Administrative Correction to the action taken on March 26, 2008 (C1908042600) regarding new replacement undercover registrations, issuance of undercover non-governmental license plate including exemptions from markings, for one County Attorney vehicle, #72906. This correction changes the vehicle number for this undercover vehicle from 72906 to 72810. (C1908042601)

6. SETTLEMENT OF NOTICE OF CLAIM FILED BY RALPH ANDERSON & ASSOCIATES

Approve settlement of the Notice of Claim filed by Ralph Anderson & Associates dated March 26, 2008, in the amount of \$11,900 in return for a release of claims by Ralph Anderson & Associates. This matter was discussed in Executive Session on April 21, 2008. (C1908049M00) (ADM409)

7. SETTLEMENT IN EVERGREEN-HILLCREST, LLC. V. ANA M. MENDEZ

Approve settlement in Evergreen-Hillcrest, LLC. v. Ana M. Mendez, et al. CV2008-004591, and authorize the Maricopa County Attorney's Office to execute and deliver a Disclaimer of Interest to Plaintiff. This item was discussed in Executive Session on April 21, 2008. (C1908050M00) (ADM409)

Sheriff

8. ACCEPT MONIES ASSOCIATED WITH IGA WITH DPS FOR THE ILLEGAL IMMIGRATION PREVENTION AND APPREHENSION CO-OP TEAM

Approve acceptance of approximately \$999,989 associated with the automatic renewal of the IGA (DPS 2007-072) between the State of Arizona through the Department of Public Safety (DPS) and the Maricopa County Sheriff's Office for the illegal immigration prevention and apprehension CO-OP Team (IIMPACT). This Agreement has been in effect since May 17, 2007 and reimburses 85% of actual amounts spent for 15 full-time sworn Sheriff's personnel working this duty. Automatic renewal allows this partnership to continue through May 16, 2009. When funding ceases, these position numbers will be deleted and individuals will be re-assigned according to established personnel policy.

Also, approve per A.R.S. §42-17105 an increase to Sheriff's FY 2008-09 Grant Fund (251) of \$999,989. The Sheriff's Office indirect costs rate for FY 2007-08 is 11.7% and the unrecoverable indirect costs are estimated to be \$116,998.71.

Finally, approve an appropriation adjustment reducing the FY 2008-09 revenue and expenditure authority of the Non-Departmental (470) General Fund (100) Other Programs (4711) "Sheriff GIITEM Match" line by \$131,000 to a total of \$150,000 to fund the required 15% GIITEM match.

These revenues are not "local revenues" for the purpose of the constitutional expenditure limitation, and therefore expenditure of the funds is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditure of local revenues duly adopted by the Board pursuant to A.R.S. 42-17105. Grant Revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditure of these revenues is not prohibited by the law. (C5007559203)

9. INCREASE TO SOLE SOURCE CONTRACT WITH E-APPLICATION SOLUTIONS GROUP, INC.

Approve an increase not-to-exceed \$20,000 to the sole source contract originally valued at \$88,000 with e-Application Solutions Group, Inc. (e-ASG) for a total contract value of \$108,000. This amount represents the support required for module conversion of the Jail Management System (JMS) from the BULL mainframe was more than originally estimated. This adjustment does not alter the duly adopted county budget for purposes of A.R.S. §42-17105, but rather reflects an internal structural adjustment necessitated by a possible shortage in the Sheriff's general fund for necessary maintenance and repairs. (C5008021M01)

10. MOU WITH THE U.S. DEPARTMENT OF VETERANS AFFAIRS POLICE FOR POLICE ASSISTANCE

Approve a Memorandum of Understanding (MOU) between the U.S. Department of Veterans Affairs Police (VA Police) and Maricopa County for purposes of providing police assistance including emergency response and documentation of criminal incidents. Criminal cases occurring in the VA clinic will be investigated by the VA Police Department unless otherwise agreed upon by Maricopa Sheriff's Office and the VA Police. The Maricopa County Sheriff's Office will provide police assistance equivalent to that provided to non-Federal facilities located in the jurisdiction serviced by the Maricopa County Sheriff's Department. This is a non-financial agreement that is effective upon the signing of all parties and will continue until either of the participating agencies provides written notice of their intent to withdraw to the other agency. (C5008050200)

Superintendent of Schools

11. APPLY AND ACCEPT FUNDS FOR INSTRUCTIONAL SERVICES FOR ENGLISH LANGUAGE LEARNER STUDENTS AND FAMILIES

Approve the application for and the acceptance of \$216,011 from the Arizona Department of Education (ADE) for formula based Title III funds to improve instructional services for English Language Learner (ELL) students and families within the Maricopa County Educational Service Agency Title III consortium CTDS# 079999001 for 47 Local Educational Agencies (LEA). The term of the grant will be fifteen months beginning July 1, 2007, and ending September 30, 2008. This grant is non-renewable, and a new proposal will be required for the next fiscal year based upon LEA student data submitted to ADE. Indirect costs are not applicable for this grant. MCSOS indirect rate for FY 2007-08 is 14.16 percent. The restricted indirect cost rate unallowable by this grant source is 14.16 percent. Unrecoverable indirect costs on this award are \$30,587. If any funds are awarded, the Superintendent of Schools will return to the Board for approval and acceptance of these funds and any subsequent amendments. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore, expenditures of these revenues are not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C3708012300)

Treasurer

12. COUNTY TREASURER'S STATEMENT OF COLLECTIONS AND INVESTMENT

Pursuant to A.R.S. §11-501, receive the Treasurer's Statement of Collections and Investment summary reports for March 2008 as on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule. (C4308019700) (ADM4006)

TRIAL COURTS

Adult Probation

13. WAIVER TO THE PERFORMANCE-BASED SALARY ADVANCEMENT PLAN

Approve a waiver to the FY 2007-08 Performance-Based Salary Advancement Plan, Section VI. This waiver would allow for Salary Advancements to be retroactive to July 2, 2007, for the three Adult Probation Deputy Directors for the amounts of \$4,495.41 for Michael Goss, \$5,244.65 for Zachary Dalpra, and \$5,244.65 for Mary Tripson, as a result of a Market Range Study. The cost associated with the approval of this retroactive salary advancement request in total is \$14,984.71. Adult Probation will absorb the financial impact of this retroactive pay increase for these three employees within the department's current budget. (C1108009800) (ADM3308-001)

Justice Courts

14. NEW FACILITY USE IGA WITH THE TOWN OF GILBERT

Approve a new facility use Intergovernmental Agreement (IGA) with the Town of Gilbert for an 11,186 square foot Justice Court facility at the Gilbert Public Safety complex located at 55 East Civic Center Drive in Gilbert to accommodate the facility requirements resulting from the new growth precinct. The term of the IGA commences on January 1, 2009, and expires on December 31, 2013. The agreement provides two one-year renewal options beyond the initial five-year term. The annual facility use fee for the first three years of the agreement is \$257,280 per year plus tax. The annual facility use fee for the fourth year of the agreement is \$265,668 plus tax. The annual facility use fee for the fifth year of the agreement is \$274,056 plus tax. The annual facility use fee during the two options years, if exercised by the County, is \$285,240 per year plus tax. Either party may terminate the IGA after the third year by giving 180-day written notice. As part of the IGA, Gilbert shall provide to the County three secured parking spaces for the County use. The County shall reimburse Gilbert for 2/5 of the building's on-going security costs. The County's reimbursement to Gilbert for security costs is estimated at \$98,500 annually. Direct the Office of Management and Budget to include funding for this item in the FY 2008-09 Final Budget. Expenditures will be subject to prior review and approval by the Office of Management and Budget. This new Intergovernmental Agreement with the Town of Gilbert will provide a justice court facility to accommodate the requirements of the new growth precinct until an owned facility is built or acquired. This item was continued from the April 23, 2008 meeting. (C2408003400)

COUNTY MANAGER

Office of the County Manager

15. APPLY AND ACCEPT INDIAN GAMING FUNDS FOR ARIZONA METH PROJECT

Pursuant to A.R.S. §5-601.02, authorize by Resolution, the application to and acceptance of 12% Indian Gaming Funds (Proposition 202, 2002) from the Fort McDowell Yavapai Nation for the Arizona Meth Project in an amount not-to-exceed \$300,000 for FY 2008-09. Authorize the execution of all acceptance documents, including entering into any necessary Intergovernmental Agreements (IGA) between Fort McDowell Yavapai Nation and Maricopa County solely for the purposes of acceptance and distribution of funds, upon review and approval of assigned legal counsel.

If funds are awarded, pursuant to A.R.S. §42-17106(b), also approve an appropriation adjustment to Appropriated Fund Balance (480) General Fund (100) Other Programs (4812) line item titled "Meth Project," increasing FY 2008-09 revenue and expenditure budgets up to \$300,000. Indirect costs are not applicable to Tribal Gaming Grants. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C2008053300)

16. APPLY AND ACCEPT INDIAN GAMING FUNDS FOR THE ARIZONA FOUNDATION FOR EYE HEALTH

Pursuant to A.R.S. §5-601.02, authorize by Resolution, the application to and acceptance of 12% Indian Gaming Funds (Proposition 202 (2002)) from the Fort McDowell Yavapai Nation for the Arizona Foundation for Eye Health AzSIGHTSAVER program in an amount not-to-exceed \$100,000 for FY 2008-09. Authorize the execution of all acceptance documents, including entering into any necessary Intergovernmental Agreements (IGA) between Fort McDowell Yavapai Nation and Maricopa County solely for the purposes of acceptance and distribution of funds, upon review and approval of assigned legal counsel.

Pursuant to A.R.S. §42-17106(b), approve an appropriation adjustment to Non-Departmental (470), Non-Departmental Grant Fund (249), increasing the FY 2008-09 revenue and expenditure budgets not-to-exceed \$100,000, and the creation of an appropriate new line item in Non-Departmental (470) Non-Departmental Grant Fund (249) Pass Through Grants (4712). Indirect costs are not applicable to Tribal Gaming Grants. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C2008054300)

DEPUTY COUNTY MANAGER

Management and Budget

17. RESOLUTION ESTABLISHING AMOUNT AND DISTRIBUTION OF THE PROBATION SURCHARGE

Pursuant to A.R.S. §12-269, adopt a resolution that:

1. Increases the amount of the probation surcharge from \$10.00 to \$20.00; and
2. Directs the Superior Court, Justice Courts, and all municipal courts within Maricopa County to collect the probation surcharge and transmit the proceeds to the Maricopa County Treasurer; and
3. Directs that probation surcharge revenues be equally distributed between the Adult Probation Fees Fund (201) and the Juvenile Probation Special Fee Fund (228).

The Board originally adopted a resolution on June 21, 2006 (C4006066700), setting the probation surcharge at \$10.00. The cost associated with providing probation services has risen within Maricopa County making it necessary to increase the probation surcharge. This surcharge is effective upon adoption of the Resolution. (C4906066701)

Public Health

18. AGREEMENT FOR CLINICAL TRAINING EXPERIENCE

Approve the Affiliation Agreement with Banner Health, an Arizona Nonprofit Corporation d.b.a. Banner Good Samaritan Medical Center to provide clinical nutrition training experience for graduate students in the dietetic internship. The agreement is non-financial, and the term is to be from April 1, 2008 through March 31, 2011. (C8608074000)

19. STUDENT ROTATION TRAINING AGREEMENT FOR TRAINING EXPERIENCE

Approve the Affiliation Agreement entitled "Student Rotation Training Agreement" between Brigham Young University and the Department of Public Health to provide training experience for BYU students in the Department of Public Health Office of Health Promotion & Education. The agreement is non-financial, and is effective from July 1, 2008 until June 30, 2013. (C8608075000)

20. GRANT APPLICATION TO THE GOVERNOR'S OFFICE OF HIGHWAY SAFETY FOR EXPANDING DISTRIBUTION OF CHILD SAFETY SEATS AND PROVIDING EDUCATION AND TRAINING

Approve the grant application to the Governor's Office of Highway Safety by Maricopa County through the Department of Public Health's Office of Health Promotion and Education Program (OHPE) for the purpose of expanding distribution of child safety seats and providing education and training on proper installation, to rural communities within Maricopa County. OHPE will request funding in an amount not-to-exceed \$23,000 from the Governor's Office of Highway Safety; \$12,000 of this amount will consist of in kind donations that are not subject to indirect cost recovery. The actual funding amount is tentative pending the approved grant award. If awarded, an agenda item will be submitted requesting grant acceptance, execution and appropriation adjustment. This non-renewable grant will begin one year from that date. This grant deviates from County policy A2505 and does not allow for indirect cost reimbursement. The indirect cost rate for FY 2008-09 is 18%. If awarded, indirect costs totaling \$1,980 will be unrecoverable. Funding for this grant will be provided by Governor's Office of Highway Safety. (C8608077300)

ASSISTANT COUNTY MANAGER – COMMUNITY SOLUTIONS AND INNOVATION

Community Development

21. COMMUNITY DEVELOPMENT BLOCK GRANT, HOME INVESTMENT PARTNERSHIPS PROGRAM/AMERICAN DREAM DOWNPAYMENT INITIATIVE, AND EMERGENCY SHELTER GRANT FUNDS

Approve the following actions regarding federal Community Development Block Grant (CDBG), HOME Investment Partnerships Program (HOME)/American Dream Downpayment Initiative (ADDI), and Emergency Shelter Grant (ESG) funds. No General Funds will be involved in this action. There will be a 9.6% indirect cost allocation that is fully recoverable.

- o Adopt a Resolution for the submission of the FY 2008-09 Annual Action Plans, including any plan amendments, and amendments to the FY 2005-09 Five-Year Consolidated Plans and Citizens Participation Plan; and acceptance of CDBG, HOME/ADDI, and ESG funding for FY 2008-09 of \$7,731,726 (CDBG: \$2,203,176; HOME/ADDI: \$5,432,029; and ESG: \$96,521). The ESG funds will be administered by the Maricopa County Human Services Department.

- o Approve the Maricopa HOME Consortium and the Maricopa Urban County Annual Action Plans for July 1, 2008 through June 30, 2009. The Annual Action Plans contain specific projects for funding to implement the FY2005-2009 Five-Year Consolidated Plan. FY 2008-09 is Year four of five under the Five-Year Consolidated Plan.

FUNDING SUMMARY TOTALS

1. Total Urban County CDBG Grant = \$2,203,176
 - (a) Urban County CDBG Allocation = \$2,167,757
 - (b) Urban County CDBG Unprogrammed Funds = \$35,419
2. Total HOME consortium grants = \$5,432,029
 - (a) Maricopa County Share HOME/ADDI Funds = \$909,823
 - (b) Urban County HOME Unprogrammed Funds = \$187,119
 - (c) Consortium City/Town Share HOME/ADDI Funds = \$3,555,260
 - (d) Consortium CHDO Share HOME Funds = \$779,827
3. Total Urban County ESG Grant = \$96,521

TOTAL ALLOCATION = \$7,731,726

Although the plans are for the period beginning July 1, 2008, which is FY 2008-09 for the County, the plans are funded with money appropriated and allocated from the federal 2008 budget. Therefore, to HUD, these plans are for FY 2007-08. (C1709001000)

22. COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING

Approve the following actions regarding Community Development Block Grant (CDBG) funding contingent upon the approval of both the federal and Maricopa County FY 2008-09 budgets. No General Funds will be involved in this action. (C17090022ZZ)

- o Authorize the Chairman to execute agreements with each city/town/agency selected to receive CDBG funds.
- o Perform actions in accordance with the Maricopa County Procurement Code to: (a) retain consultants for design and/or management of activities; (b) approve plans and specifications, and authorize call for bids; (c) prepare contracts for award to lowest responsible bidder(s) and (d) authorize the Chairman to execute these contracts.
- o Approve necessary repayment documents including, but not limited to, promissory notes, deeds of trust, forgivable loan agreements, deed restrictions, satisfaction of loan documents and other documents as may be necessary to implement the approved projects. Funding to be from CDBG under the terms and conditions of the executed agreements.

23. HOME INVESTMENT PARTNERSHIPS PROGRAM (HOME)

Approve the following actions regarding HOME Investment Partnerships Program (HOME) funding contingent upon the approval of both the federal government and Maricopa County FY 2008-09 budgets. No General Funds will be involved in this action. (C17090212ZZ)

- o Authorize the Chairman to execute agreements with each city/town/Community Housing Development Organization (CHDO) selected to receive HOME funds.

- o Perform actions in accordance with the Maricopa County Procurement Code to: (a) retain consultants for design and/or management of activities; (b) approve plans and specifications, and authorize call for bids; (c) prepare contracts for award to lowest responsible bidder(s) and (d) authorize the Chairman to execute these contracts.
- o Approve necessary repayment documents including, but not limited to, promissory notes, deeds of trust, forgivable loan agreements, deed restrictions, satisfaction of loan documents and other documents as may be necessary to implement the approved projects. Funding to be from HOME under the terms and conditions of the executed agreements.

24. COOPERATION AGREEMENTS

Authorize the Chairman to execute Cooperation Agreements for all units of local government wishing to participate in the Maricopa County Urban County Community Development Programs (CDBG & HOME) effective from July 1, 2009 through June 30, 2012 for Federal Fiscal Years 2009, 2010, 2011 (July 1, 2009 through June 30, 2012). The cities/towns of Buckeye, El Mirage, Gila Bend, Goodyear, Guadalupe, Litchfield Park, Queen Creek, Tolleson, Wickenburg, and Youngtown have elected to participate in the Cooperation Agreement. The Board of Supervisors, on June 18, 2007 (C1707093200), authorized Community Development to initiate the renewal process for the Urban County 3-Year Cooperation Agreements. (See Agenda Item C1707093200) (C17090302ZZ)

Human Services

25. DONATION OF SURPLUS FURNITURE

Pursuant to A.R.S. 11-251(9) and County Policy A2510, authorize the donation of surplus used furniture that is unauctionable, valued at approximately \$160.00, to St. Vincent De Paul, a 501(c)(3) charitable organization, by the Maricopa County Human Services Department. A list of the items being donated is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved Retention Schedules. (C22081370000) (ADM119)

26. NOTICE OF CLAIM FILED BY SEMPLE, MARCHAL & COOPER

Approve settlement of the Notice of Claim filed by Semple, Marchal & Cooper dated March 4, 2008, in the amount of \$5,713.75 in return for an accounting attestation by Semple, Marchal & Cooper. Semple, Marchal & Cooper filed a notice of claim seeking \$5,713.75 for Audit Services performed for the Maricopa County Human Services Department Special Transportation division. This matter was heard in Executive Session on April 21, 2008. (C2208222M00) (ADM409)

CHIEF FINANCIAL OFFICER

Animal Care & Control

27. AGREEMENTS UNDER THE NEW HOPE PROGRAM TO RESCUE ANIMALS

Approve the following agreements with Maricopa County under the New Hope Program to rescue animals that have been deemed eligible for the New Hope program. Maricopa County will provide a rabies vaccination, dog license tag and new owner transfer fee within the first year of rescue for each dog three months of age or older at no cost to the Contractor. The cost for these services is \$40 for each animal rescued.

- a. **Angel Haven Animal Rescue Association**, a 501(c)(3) non-profit corporation, located at 1990 N. Alma School Road #305, Chandler AZ 85284. Animal Care & Control estimates 30 new hope rescues over the term of the agreement, for a total of \$1,200. The term of this agreement is from April 23, 2008 through April 22, 2009. (C7908090100)
- b. **John Braden, d.b.a. Tundra Shepherd Rescue/Arizona**, located at 2923 E. Cannon Drive, Phoenix AZ 85028. Animal Care & Control estimates 30 new hope rescues over the term of the agreement, for a total of \$1,200. The term of this agreement is from April 23, 2008 through April 22, 2011. (C7908091100)
- c. **AZ Jack Russell Rescue**, a 501(c)(3) non-profit corporation, located in Phoenix AZ, mailing address: P. O. Box 24186, Phoenix AZ 85074. Animal Care & Control estimates 18 new hope rescues over the term of the agreement, for a total of \$720. The term of this agreement is from April 23, 2008 through April 22, 2011. (C7908092100)
- d. **Caron Lorber, d.b.a. German Shepherd Rescue**, located at 1204 E. Windsor Avenue, Phoenix AZ 85006. Animal Care & Control estimates 1,000 new hope rescues over the term of the agreement, for a total of \$40,000. The term of this agreement is from April 23, 2008 through April 22, 2011. (C7908093100)
- e. **Foothills Animal Rescue**, a 501(c)(3) non-profit corporation, P.O. Box 4175, Cave Creek, AZ 85331. Animal Care & Control estimates 240 new hope rescues over the term of the agreement, for a total of \$9,600. The term of this agreement is from May 7, 2008 through April 22, 2011. (C7908096100)
- f. **R.E.S.C.U.E.**, a 501(c)(3) non-profit corporation, 4747 E. Elliot, #29-415, Phoenix, AZ 85044. Animal Care & Control estimates 180 new hope rescues over the term of the agreement, for a total of \$7,200. The term of this agreement is from May 7, 2008 through April 22, 2011. (C7908097100)
- g. **Small Paws Rescue**, a 501(c)(3) non-profit corporation, located at 3316 S. 72nd W. Avenue, Tulsa, OK 74107. Animal Care & Control estimates 25 new hope rescues over the term of the agreement, for a total of \$1,000. The term of this agreement is from May 7, 2008 through April 22, 2009. (C7908098100)
- h. **Arizona Golden Retriever Connection**, a 501(c)(3) non-profit corporation, P.O. Box 26678, Scottsdale, AZ 85255. Animal Care & Control estimates 60 new hope rescues over the term of the agreement, for a total of \$2,400. The term of this agreement is from May 7, 2008 through May 6, 2011. (C7908100100)

- i. **Citadel Bull Mastiffs and Rescue, Inc.**, a 501(c)(3) non-profit corporation, P.O. Box 300, Templeton, MA 01468-0300 with an office located at 5411 W. Becker Lane, Glendale, AZ 85304. Animal Care & Control estimates 30 new hope rescues over the term of the agreement, for a total of \$1,200. The term of this agreement is from May 7, 2008 through June 30, 2011. (C7908101100)
- j. **Mid-Arizona Shetland Sheepdog Club, Inc.**, a 501(c)(3) non-profit corporation, 116 N. Pioneer Street, Gilbert, AZ 85233. Animal Care & Control estimates 45 new hope rescues over the term of the agreement, for a total of \$1,800. The term of this agreement is from May 7, 2008 through June 30, 2011. (C7908104100)
- k. **Southwest Collie Rescue Club, Inc.**, a 501(c)(3) non-profit corporation, 116 N. Pioneer Street, Gilbert, AZ 85233. Animal Care & Control estimates three new hope rescues over the term of the agreement, for a total of \$120. The term of this agreement is from May 7, 2008 through June 30, 2011. (C7908105100)
- l. **Susan Hagen-Smith, d.b.a. Arizona Keeshond Rescue**, 7268 E. Softwind Drive, Scottsdale, AZ 85255. Animal Care & Control estimates three new hope rescues over the term of the agreement, for a total of \$120. The term of this agreement is from May 7, 2008 through June 30, 2011. (C7908106100)
- m. **Fila Rescue, Inc.**, a 501 (c)(3) non-profit corporation, 607 W. Siesta Way, Phoenix, AZ 85041. Animal Care & Control estimates three new hope rescues over the term of the agreement, for a total of \$120. The term of this agreement is from May 7, 2008 through June 30, 2011. (C7908110100)
- n. **Arizona Beagle Rescue**, a 501(c)(3) non-profit corporation, P. O. Box 36854, Phoenix, AZ 85067-6854. Animal Care & Control estimates 100 new hope rescues over the term of the agreement, for a total of \$4,000. The term of this agreement is from May 7, 2008 through June 30, 2011. (C7908111100)
- o. **Arizona Siberian Husky Rescue & Adoption, Inc.**, a 501(c)(3) non-profit corporation, 6501 E. Sharon Drive, Scottsdale, AZ 85254. Animal Care & Control estimates nine new hope rescues over the term of the agreement, for a total of \$360. The term of this agreement is from May 7, 2008 through June 30, 2011. (C7908112100)
- p. **Arizona Pug Adoption Rescue and Network**, a 501(c)(3) non-profit corporation, 1244 E. Downing, Mesa, AZ 85203. Animal Care & Control estimates 45 new hope rescues over the term of the agreement, for a total of \$1,800. The term of this agreement is from May 7, 2008 through June 30, 2011. (C7908113100)
- q. **Carrie Singer, d.b.a. Animal Guardian Network**, 10814 E. Salt Bush Drive, Scottsdale, AZ 85255. Animal Care & Control estimates 75 new hope rescues over the term of the agreement, for a total of \$3,000. The term of this agreement is from May 7, 2008 through June 30, 2011. (C7908114100)
- r. **Marilyn Bennett, d.b.a. Black and White Rescue**, 7148 W. Caribbean Lane, Peoria, AZ 85381. Animal Care & Control estimates 18 new hope rescues over the term of the agreement, for a total of \$720. The term of this agreement is from May 7, 2008 through June 30, 2011. (C7908115100)

28. KENNEL PERMIT

Pursuant to A.R.S. §11-1009, approve the following kennel permits for the term of May 7, 2008 through May 6, 2009. The cost of each kennel permit is \$328:

- a. Angel and Tomasa Acosta, d.b.a. Acosta Kennels, located at 3807 W. Pierce Street, Phoenix AZ 85009. Permit #318 (Supervisory District 5) (C7908095C00) (ADM2304)
- b. Teri Williams, d.b.a. Williams Kennels, located at 1687 S. Villas Lane, Chandler, AZ 85248. Permit #317 (Supervisory District 1) (C7908102C00) (ADM2304)
- c. Rochelle Shreeve, d.b.a. Mokc's Kennels, located at 11225 N. 49th Drive, Glendale, AZ 85304. Permit #296 (Supervisory District 4) (C7908102C00) (ADM2304)
- d. East Valley Rescue Kennels, located at 8125 E. 5th Avenue, Mesa, AZ 85208. Permit #312 (Supervisory District 1) (C7908102C00) (ADM2304)
- e. Vickie Harshman, d.b.a. Harshman Kennels, located at 3342 W. Cactus Road, Phoenix, AZ 85029. Permit #442 (Supervisory District 4) (C7908103C00) (ADM2304)
- f. Marilyn Dormhoff, d.b.a. Shante Afghans Kennels, located at 6824 W. Karen Lee Lane, Peoria, AZ 85382. Permit #405 (Supervisory District 4) (C7908109C00) (ADM2304)

29. DONATIONS

- a. Accept the monetary donation from **PetSmart Charities** of Phoenix, AZ in the amount of \$500 in honor of Sean Ardaiz for the care of the animals. Donation revenue funds are deposited into Fund (573) as they are received. Donation funds are not local revenues for the purpose of the constitutional expenditure limitations, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this action requested does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C7908099700) (ADM2300-006)
- b. Accept non-cash donations from **Ryan's Pet Supplies** estimated to be 1,000 lbs of pet bath and beauty supplies, laundry and room deodorizers; and parasite control. Donation revenue funds are deposited into Fund (573) as they are received. Donation funds are not local revenues for the purpose of the constitutional expenditure limitations, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this action requested does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C7908107700) (ADM2300-006)
- c. Accept the monetary donation from **Capital Group Companies** of Los Angeles, CA in the amount of \$400 for the care of the animals. Donation revenue funds are deposited into Fund (573) as they are received. Donation funds are not local revenues for the purpose of the constitutional expenditure limitations, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this action requested does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C7908108700) (ADM2300-006)

Finance

30. FUND TRANSFERS; WARRANTS

Approve regular and routine fund transfers from the operating funds to clearing funds including payroll, journal entries, allocations, loans, and paid claims and authorize the issuance of the appropriate related warrants. Said warrants and claims are recorded on microfiche retained in the Department of Finance in accordance with the Arizona State Department of Library Archives and Public Records retention schedule, and are incorporated herein by this reference.

31. REVISIONS TO POLICY FOR ADMINISTERING GRANTS A2505

Approve the revisions to policy A2505 – Policy for Administering Grants. The purpose of this policy is to serve as the framework for employees to follow when applying for grants and negotiating the terms and conditions of the agreements and/or contracts to ensure optimum financial and administrative arrangements for Maricopa County and Special Districts. This item was continued from the April 23, 2008 meeting. (C1808045600) (ADM1608)

Risk Management

32. SETTLEMENT IN DONOVAN BOWMAN AND WARREN BOWMAN

Approve settlement in the amount of \$145,000 between Plaintiff(s) Donovan Bowman and Warren Bowman and all County entities concerning Maricopa County Superior Court No. CV 2006-009119 (GL50000030264, MM2620030510, MM9002030725) and authorize the Chairman to sign any necessary documents upon review and approval as to form by assigned legal counsel. This matter was discussed with the Board in Executive Session on April 21, 2008. (C7508033800) (ADM409)

ASSISTANT COUNTY MANAGER – PUBLIC WORKS

Facilities Management

33. CHANGE ORDER TO CONTRACT WITH CONCORD GENERAL CONTRACTING

Approve Change Order No. 15 to contract C7004039800, Concord General Contracting, in the amount of \$419,897. This contract is for the continued design-build and related professional services for the renovation of the Security Building for Phase V, primarily – construction associated with the installation of new freight elevator, infrastructure improvements and general conditions through June 30, 2008. (C7004039810)

Transportation

34. EASEMENT, RIGHT-OF-WAY, AND RELOCATION ASSISTANCE DOCUMENTS

Approve easements, right-of-way documents, and relocation assistance for highway and public purposes as authorized by road file resolutions or previous Board of Supervisors' action. (The list is on file in the Clerk of the Board's office.) (ADM2007)

35. BID AND AWARD FOR INTERSECTION IMPROVEMENTS AT 51ST AVENUE AND PECOS ROAD PROJECT

Approve the solicitation of bids for the Intersection Improvements at 51st Avenue and Pecos Road, MCDOT Project No. T272; and approve the award to the lowest responsive bidder, provided that the lowest responsive bid does not exceed the engineer's estimate by 10 percent. FY 2008-2009 expenditures are contingent upon the Board approving the recommended FY 2008-09 budget. (Supervisory District 5) (C6408164500)

36. AGREEMENTS WITH BURLINGTON NORTHERN SANTA FE RAILROAD

Approve the following agreements between Burlington Northern Santa Fe Railroad (BNSF) and Maricopa County regarding the establishment of Quiet Zones at the BNSF crossing locations of Meeker Boulevard and R.H. Johnson Boulevard for an estimated cost of \$32,118 and with an effective date of May 1, 2008:

1. Indefinite Term Lease For Land
2. Exhibit "B" of the Indefinite Term Lease entitled Work Letter Agreement,
3. General Construction Agreement, and
4. Exhibit "C-1" of the General Construction Agreement. An Agreement for construction projects performed on or adjacent to BNSF property.

MCDOT maintains Meeker Boulevard and R.H. Johnson Boulevard crossings of the BNSF. MCDOT, along with the City of Surprise and Sun City West Property Owners and Residents' Association (PORA), have been collaboratively working to meet the criteria established by BNSF. With the approval of these agreements, MCDOT will be making certain improvements intended to discourage motorists and pedestrians from circumventing the crossing gates. (Supervisory District 4) (C6408182000)

37. LEASE AGREEMENT FOR OFFICE SPACE

Approve a Lease Agreement between the Flood Control District of Maricopa County with Maricopa County Public Works regarding 9,145 sq. ft., of office space at 2801 West Durango Street at a rate of \$15.00 per gross square foot annually. Due to the consolidation of responsibilities, office equipment, and modular furniture within the District into Public Works, it is necessary to memorialize space leasing arrangements. The Flood Control District Board of Directors approved this agreement under (FCD 2007G001) C6908005M00 on August 22, 2007. The term of the lease shall be five years, with an effective date of July 1, 2007. (Supervisory Districts 1, 2, 3, 4, and 5) (C6408194M00)

38. IGA FOR IMPROVEMENTS TO INTERSECTION OF PEORIA AVENUE AND DYSART ROAD

Approve an Intergovernmental Agreement (IGA) between the City of El Mirage (El Mirage) and Maricopa County (County), through the Maricopa Department of Transportation, (MCDOT) for improvements to the intersection of Peoria Avenue and Dysart Road (Project). The estimated total cost of the Project is \$560,500. El Mirage is providing \$460,500 and MCDOT is providing \$100,000 through the Transportation Advisory Board (TAB) Special Project Fund (SPF). (Supervisory District 4) (C6408196200)

39. DEVELOPMENT AGREEMENT WITH DB – DESERT WHISPER INVESTMENTS

Approve a Development Agreement with DB – Desert Whisper Investments, as recommended in the previously approved Development Master Plan case for Desert Whisper, DMP 2006003 as approved December 20, 2006, stipulation x.2. The Development Agreement details regional transportation issues, including roadway construction, right-of-way requirements and cost share contributions for roadway improvements associated with the approved development known as Desert Whisper. The roadways identified for improvement are in the vicinity of 371st Avenue and Indian School Road, and will be constructed by the developer, to county standards, at no cost to Maricopa County. This agreement to be recorded as required pursuant to A.R.S. 11-1101. (Supervisorial District 5) (C6408201000)

40. ROAD FILE AB-130 VACATE AND ABANDON

Adopt Resolution AB-130 to abandon a portion of Rockaway Hills Road (align) in the vicinity of 7th Street and Rockaway Hills Road (align), per A.R.S. §28-7214, by extinguishing the easement which was conveyed to Maricopa County by means of an Easement on May 18, 1956 and recorded by the Maricopa County Recorder in Docket number 1902 pg. 590. (Supervisorial District 3) (C6408197000)

BOARD OF SUPERVISORS

Clerk of the Board

41. REGIONAL SCHOOL DISTRICT #509 VOUCHERS/WARRANTS

The Board of Supervisors, pursuant to its authority granted in A.R.S. §15-1001, will consider for approval vouchers presented by the County School Superintendent of Maricopa County to draw warrants on the County Treasurer against Maricopa County Regional School District #509 School District funds for necessary expenses against the school district and obligations incurred for value received in services (except for payroll vouchers) as shown in the Vouchers. (ADM3814-003)

The Board of Supervisors may consider ratifying any Maricopa County Regional School District #509 vouchers and/or warrants (except for payroll vouchers) approved in accordance with the procedures of A.R.S. §15-321 since the last meeting of the Board of Supervisors. The Board of Supervisors may hear staff reports on the vouchers and warrants being considered. The Vouchers are on file in the Maricopa County's Clerk of the Board's office and are retained in accordance with ASLAPR approved retention schedule. (ADM3814-003)

Staff may update the Board of Supervisors on regional schools operations and finances. (ADM3814-005)

SETTING OF HEARINGS

~All hearings will be held at 9:00 am, 205 W. Jefferson, Phoenix, unless otherwise noted~

Clerk of the Board

42. FRANCHISES

- a. Pursuant to A.R.S. §40-283, set a public hearing for June 4, 2008, to solicit comments and consider a reissuance of a public service franchise requested by **Water Utility of Greater Tonopah, Inc.** (WUGT) for an extension to an existing public service franchise for a domestic water distribution system. This franchise was previously granted by the Board of Supervisors on October 1, 2007. The purpose of the request for reissuance is to 1) correct the legal description; and 2) extend the deadline to procure a Certificate of Convenience and Necessity (CC&N) from the Arizona Corporation Commission to the new date of December 31, 2008, and that no facilities will be installed prior to the granting of the CC&N. Upon approval, authorize the Chairman to sign the Franchise Resolution. (C0608022701) (F21283)
- b. Pursuant to A.R.S. §40-283, set a public hearing for June 4, 2008, to solicit comments and consider a reissuance of a public service franchise requested by **Hassayampa Utility Company** (HUC) for an extension to an existing public service franchise for a domestic water distribution system. This franchise was previously granted by the Board of Supervisors on October 1, 2007. The purpose of the request for reissuance is to 1) correct the legal description; and 2) extend the deadline to procure a Certificate of Convenience and Necessity (CC&N) from the Arizona Corporation Commission to the new date of December 31, 2008, and that no facilities will be installed prior to the granting of the CC&N. Upon approval, authorize the Chairman to sign the Franchise Resolution. (C0608023701) (F23217)

Clerk of the Superior Court

43. ESTABLISHMENT OF A NEW DOCKET FEE

Pursuant to A.R.S. §11-251.08, set a public hearing for June 4, 2008, to authorize the establishment of a new Docket Fee of \$5.00 to be assessed upon the filing of initial complaints, and answers or responses, in all civil, family, probate, and tax cases effective July 1, 2008. The proposed fee proceeds will be collected and deposited by the Clerk of the Superior Court (160) in the General Fund (100) with the Maricopa County Treasurer for disbursement by the Clerk of the Superior Court. Monies collected will be used to defray the costs of personnel and related operating costs of the docketing function in non-criminal cases. (C1608004800) (ADM1005)

Public Works – Solid Waste

44. REVISED SOLID WASTE MANAGEMENT DEPARTMENT FEE SCHEDULE

Set a public hearing for June 4, 2008, to consider the adoption of a revised Solid Waste Management (SWM) Department fee schedule for transfer station services to be effective July 1, 2008. Solid Waste Management transfer station fees have not been revised since May 1996. The expansion of transfer station operations in order to accept many categories of waste, in addition to bagged household trash, necessitates the update of fees charged at transfer station facilities. (The revised fee schedule is on file with the Clerk of the Board). (C6708002M00)

Transportation

45. ROAD FILE DECLARATION

Set a public hearing to declare the following roads into the county highway system for 9:00 a.m., Wednesday, June 4, 2008.

- a. **Road File No. A400.** In the vicinity of known as 81st Avenue from Williams Road to Patrick Lane. (Supervisory District 4) (C6408193000)
- b. **Road File No. A390.** In the vicinity of 11th Avenue from Irvine Road to Desert Hills Drive. (Supervisory District 3) (C6408195000)
- c. **Road File No. A401.** In the vicinity of 192nd Avenue from Lewis Avenue to Thomas Road. (Supervisory District 4) (C6408198000)
- d. **Road File No. A402.** In the vicinity of Virginia Avenue from 193rd Avenue to 192nd Avenue. (Supervisory District 4) (C6408199000)
- e. **Road File No. A403.** In the vicinity of Windsor Avenue from 193rd Avenue to 191st Avenue. (Supervisory District 4) (C6408200000)

CONSENT AGENDA

Clerk of the Board

- 46. **ASRS Claims** – Authorize payment of claims submitted by the Arizona State Retirement System, on behalf of current or former employees regarding contributions not withheld for purposes of participation in the Arizona State Retirement System. Amounts may be recalculated employer payments to show accrued interest payments. (Claims are on file in the Clerk of the Board's office and are retained in accordance with ASLAPR approved retention schedule.) (ADM3309-001)
- 47. **Canvass of Elections** – Pursuant to A.R.S. §16-642(B), accept the canvasses of elections submitted by special districts as on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule. (ADM4300)
- 48. **Classification Changes** – Approve the Assessor's recommendation pursuant to A.R.S. §42-12054, that the Board change classification and/or reduce the valuation of certain properties which are now owner-occupied. (List is on file in the Clerk of the Board's Office and retained in accordance with ASLAPR approved retention schedule.) (ADM723)
- 49. **Duplicate Warrants** – Necessary affidavits having been filed, pursuant to A.R.S. §11-632, approval and ratification is requested for duplicate warrants issued to replace county warrants and school warrants which were either lost or stolen. (The list is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule.) (ADM1823) (ADM3809)

50. **Market Ranges** – Approve the addition and/or replacement of Market Ranges to the authorized comprehensive listing of employee compensation Market Ranges previously approved by the Board of Supervisors. (List of additional and/or replacement market ranges are on file in the Clerk of the Board's office and are retained in accordance with ASLAPR approved retention schedule.) (ADM3308-006)
51. **Minutes** – Approve the minutes of the Board of Supervisors meetings held November 14, 2007, February 4, 2008, February 6, 2008, February 13, 2008, February 14, 2008, February 21, 2008, February 22, 2008, March 6, 2008, March 10, 2008, March 13, 2008, March 24, 2008, March 25, 2008, April 7, 2008, and April 28, 2008.
52. **Precinct Committeemen** – Pursuant to A.R.S. §16-821, authorize the appointment and cancellation of appointment of Precinct Committeemen. The list is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule. (ADM1701)
53. **Secured Tax Roll Corrections** – Approve requests from the Assessor for correction of the Secured Tax Roll Resolutions. This reflects actual tax dollar corrections to the County tax rolls due to administrative corrections of the Assessor and as a result of property tax appeals. (List is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule.) (ADM705)
54. **Settlement of Property Tax Cases** – Approve the settlement of tax cases dated May 7, 2008. (List is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule.) (ADM704)
55. **Stale Dated Warrants** – The Board of Supervisors finds that claims presented, pursuant to A.R.S. §11-644, are legitimate and that claimants have demonstrated good and sufficient reason for failure to present the original check or warrant within the allotted time. Accordingly, the claims are allowed. (A list of claims is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule.) (ADM1816)
56. **Tax Abatements** – Approve requests for tax abatements from the Treasurer's Office pursuant to A.R.S. §42-18353. (List is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule.) (ADM708)

FLOOD CONTROL DISTRICT AGENDA

FCD-1. MINUTES

Approve minutes of meeting held November 14, 2007 and February 6, 2008.

FCD-2. EASEMENT, RIGHT-OF-WAY, AND RELOCATION ASSISTANCE DOCUMENTS

Approve easements and right-of-way acquisition documents, appraisal and relocation assistance services contracts under \$5,000 per Resolution FCD 87-12; Escrow Instructions per Resolution FCD 87-13; Payment of Tax Notices per Resolution FCD 97-07; License Procedures and Fee Schedules per Resolution FCD2002R002; and disposal of easements, excess real property and fixtures under \$250,000 documents per FCD 1999R016 for Flood Control purposes. (ADM1910)

FCD-3. AMEND POLICY A2505 RELATED TO ADMINISTERING GRANTS FOR THE FLOOD CONTROL DISTRICT

Approve the revisions to policy A2505 – Policy for Administering Grants. The purpose of this policy is to serve as the framework for employees to follow when applying for grants and negotiating the terms and conditions of the agreements and/or contracts to ensure optimum financial and administrative arrangements for Maricopa County and Special Districts. This item was continued from the April 23, 2008 meeting. (C1808047300) (ADM1918)

FCD-4. ADJUSTMENTS TO THE FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM

Approve the following adjustments to the Flood Control District of Maricopa County (690) FY 2008-2012 five-year Capital Improvement Program (CIP), which result in a net change of \$0: (C6908047800) (ADM1900-003)

Decrease Flood Control Capital Projects Fund (990) Year 1 (FY 2007-08) project expenditure budgets as follows:

Project Number	Name	Amount
F026	City of Phoenix	\$70,000
F117	South Phoenix Drainage Improvements	\$125,000
F207	Buckeye FRS No. 1	\$6,000
F343	Wickenburg ADMS	\$300,000
F442	East Mesa ADMP	\$90,000
F450	Glendale/Peoria ADMP	\$1,833,000
F480	Queen Creek ADMP	\$930,000
F565	Durango ADMP	\$338,000
F620	Maryvale ADMP	\$47,000
Reserve (FCPR)		\$251,000

Increase Flood Control Capital Projects Fund (990) Year 1 (FY 2007-08) project expenditure budgets as follows:

Project Number	Name	Amount
F022	City of Chandler	\$10,000
F120	Paradise Valley, Scottsdale, Phoenix	\$82,000
F121	East Maricopa Floodway	\$20,000
F201	White Tanks Dam No. 4	\$84,000
F300	Spook Hill FRS	\$20,000
F344	Wittmann ADMP	\$1,000
F346	Hassayampa River	\$85,000
F371	Upper New River	\$135,000
F420	Spook Hill ADMP	\$6,000
F470	White Tanks ADMP	\$3,520,000
F491	Higley ADMP	\$5,000
F520	Adobe Dam ADMP	\$2,000
F580	ACDC ADMP	\$7,000
F590	Scatter Wash Channel	\$3,000
F625	Metro ADMP	\$10,000

LIBRARY DISTRICT AGENDA

LD-1. MINUTES

Approve minutes of meeting held November 14, 2007 and February 6, 2008.

LD-2. AMEND POLICY A2505 RELATED TO ADMINISTERING GRANTS FOR THE LIBRARY DISTRICT

Approve the revisions to policy A2505 – Policy for Administering Grants. The purpose of this policy is to serve as the framework for employees to follow when applying for grants and negotiating the terms and conditions of the agreements and/or contracts to ensure optimum financial and administrative arrangements for Maricopa County and Special Districts. This item was continued from the April 23, 2008 meeting. (C1808046300) (ADM2808)

LD-3. AMENDMENT TO IGA WITH THE MARICOPA COUNTY SPECIAL HEALTH CARE DISTRICT

Approval of the Second Amendment to intergovernmental agreement between the Maricopa County Library District and the Maricopa County Special Health Care District whereby the Library District provides automation of the public catalog, acquisitions, cataloging, and circulation operations of the Health Care District's library at a cost of \$10,985. The term of this agreement shall be from January 1, 2008 until December 31, 2008. All other terms and conditions of the IGA shall remain in full force and effect. (C6506018202)

STADIUM DISTRICT AGENDA

SD-1. MINUTES

Approve minutes of meeting held November 14, 2007 and February 6, 2008.

SD-2. AMEND POLICY A2505 RELATED TO ADMINISTERING GRANTS FOR THE STADIUM DISTRICT

Approve the revisions to policy A2505 – Policy for Administering Grants. The purpose of this policy is to serve as the framework for employees to follow when applying for grants and negotiating the terms and conditions of the agreements and/or contracts to ensure optimum financial and administrative arrangements for Maricopa County and Special Districts. This item was continued from the April 23, 2008 meeting. (C1808048300) (ADM5510)

SD-3. CHASE FIELD SUBLICENSE AGREEMENT

Approve the "Chase Field Sublicense Agreement" between the Stadium District and the Arizona Diamondbacks Foundation (the "Foundation"). This agreement sublicenses the District's suite at Chase Field (Suite No. 22) to the Foundation to be used for the Foundation's charitable purposes. The agreement continues until notice of termination is given by either party. The Arizona Diamondbacks Foundation was formed as a 501(c)(3) charitable corporation pursuant to the Activities Agreement dated March 20, 1996 between the District and AZPB Limited Partnership (the Arizona Diamondbacks baseball team). This Chase Field Sublicense Agreement grants the Foundation the right to utilize the District Suite for its charitable purposes and grants the District Board members the right to each select ten qualifying organizations that may attend Diamondback games in the District Suite. (C6808010000)

CALL TO THE PUBLIC AND SUMMARY OF CURRENT EVENTS

57. Public comment on matters pertaining to Maricopa County government. Please limit comments to two to three minutes. Note that pursuant to the Arizona Open Meeting Law, Board members may not discuss matters raised under this public comment portion of the meeting; however, an individual Board member may respond to criticism made by those who have addressed the Board, ask staff to review an issue raised or may ask that the matter be placed on a future agenda. (Public comment is at the discretion of the Chairman.) (ADM605)
58. Supervisors'/County Manager's summary of current events. (ADM606)

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*****The Board of Supervisors will now consider matters related to Planning and Zoning.*****

PLANNING AND ZONING AGENDA

CONSENT AGENDA: **(Detailed below)**

1. Z2007-128, Precise Plan of Development (PPD) in the IND-2 zoning district, located at the northwest corner of Riggs Road & St. Andrews Boulevard (in the Chandler area) (Supervisory District 1)

CONSENT AGENDA DETAIL:

1. **Z2007-128** District 1

Applicant: Bues Gilbert, PLLC for Air Park Investments
Location: Northwest corner of Riggs Road and St. Andrews Boulevard (in the Chandler area)
Request: Precise Plan of Development for an Off-site Advertising Sign (Billboard) in the IND-2 zoning district (approximately 0.2 acres site) – Off-site Advertising Display

Commissioner Pugmire moved to recommend approval of Z2007-128, subject to stipulations “a” through “n”. Commissioner Munoz seconded the motion, which passed with a unanimous vote of 6-0.

- a. Development of the site shall comply with the site plan entitled, “Offsite Advertising Display”, consisting of one (1) full-size sheet, dated revised January 25, 2008, and stamped received February 12, 2008, except as modified by the following stipulations.
- b. Development of the site shall be in conformance with the narrative report entitled, “American Outdoor Advertising Offsite Advertising Display Z2007128 Precise Plan of Development”, consisting of three (3) pages, dated revised February 7, 2008, and stamped received February 12, 2008, except as modified by the following stipulations.
- c. The owner shall remove all heavy industrial equipment and unpermitted structures existing on the property or apply for a precise Plan of Development within thirty (30) days after Board of Supervisor’s approval. If the property is not in compliance within thirty (30) days after BOS approval, a violation will be opened through the Code Enforcement Division.
- d. The following Maricopa County Department of Transportation (MCDOT) stipulation shall apply:
 - Driveway shall be paved in County right-of-way.
- e. All transformers, back-flow prevention devices, utility boxes and all other utility related ground mounted equipment shall be painted to complement the development and shall be screened with landscape material where possible.

- f. Prior to issuance of any permits for development of the site, the applicant/property owner shall obtain the necessary encroachment permits from the Maricopa County Department of Transportation (MCDOT) for landscaping or other improvements in the right-of-way.
- g. All outdoor lighting shall conform with the Maricopa County Zoning Ordinance.
- h. An archeological survey shall be submitted to and approved by the Arizona State Historic Preservation Office prior to issuance of a Grading Permit. The applicant must contact the State office prior to initiating disturbance of the site. The applicant shall provide the Planning and Development Department with written proof of compliance with this stipulation.
- i. Development and use of the site shall comply with the requirements for fire hydrant placement and other fire protection measures as deemed necessary by the applicable fire department. Prior to issuance of zoning clearance, the applicant shall seek review and comment from the applicable fire protection agency, and shall provide written confirmation that the site will be developed in accordance with their requirements.
- j. Prior to zoning clearance, developer(s) and/or builder(s) shall establish emergency fire protection services, covering all real property contained within the project area during course of construction and shall obtain a 'will serve' letter substantiating coverage from the appropriate Fire Department servicing the site.
- k. The applicant or his successor shall obtain approval of any development plans from the Office of the Arizona State Fire Marshal prior to any construction.
- l. Major changes to the site plan and narrative report shall be processed as a revised application, with approval by the Board of Supervisors upon recommendation of the Planning and Zoning Commission. Minor changes may be administratively approved by the Planning and Development Department.
- m. Noncompliance with the conditions of approval will be treated as a violation in accordance with the Maricopa County Zoning Ordinance. Further, noncompliance of the conditions of approval may be grounds for the Planning and Zoning Commission to take action in accordance with Chapter 3 (Conditional Zoning).
- n. Property owner and his successors waive claim for diminution in value if the County takes action to rescind approval due to noncompliance with stipulations.